



State of Utah

Department of Natural Resources

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas & Mining

JOHN R. BAZA
Division Director

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

November 28, 2005

Mark Willes
BMW Stone
2565 South State Road 32
Wanship, Utah 84017

Subject: Approval of Partial Transfer of Notice of Intention, Park City Stone Mill
Project from Park City Stone, LLC to BMW Stone, M/043/021, Summit
County, Utah

Dear Mr. Willes:

On August 4, 2004, we received a Partial Transfer of Large Mining Operations to transfer 6.26 acres of Park City Stone, LLC's large mine project to BMW Stone.

On November 8, 2005, a bond rider was received from ACSTAR Insurance Company increasing the bond amount from \$25,026 to \$57,900. The Division signed and executed the transfer on November 18, 2005. A copy of the executed transfer form is enclosed for your files.

BMW Stone now responsible for all mining and reclamation obligations for this project. The total disturbed acres for your project is now at 17.8 acres. We have enclosed an Addendum to the Reclamation Contract to incorporate the changes made. Please sign the Addendum, make a copy for your records and return the original signature page to the Division in the enclosed envelope.

Thank you for your help in finalizing this transaction. If you have any questions or concerns regarding this letter, please contact me at (801) 538-5325. Best of luck with your continued mining operations.

Sincerely,

Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:jb

Enclosure: Executed Transfer form, Addendum to RC

cc: Paul Trunnell, Park City Stone

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State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER JOHN R. BAZA
Executive Director *Division Director*

Addendum to Reclamation Contract
Addendum Number 1

BMW Stone, Inc., Brown's Canyon Rock Quarry, M/043/021

November 14, 2005

Mark Willes
BMW Stone, Inc.
2565 South State Road 32
Wanship, Utah 84017

Due to required escalation and increased acreage, the bond amount for this permit has increased from \$25,026.00 to \$57,900.00. A bond rider amended the dollar amount and was executed on July 25, 2005 by Acstar Insurance Company. In addition, due to other changes and the acceptance of the new surety amount, further revisions are required as identified below.

This letter serves as an acknowledgment and acceptance of the following:

- **Surety Bond in the amount of Fifty Seven Thousand Nine Hundred Dollars, US\$57,900.00 issued by Acstar Insurance Company bond number, F10687 has been accepted**
- **Acreage has increased to 17.8 acres**
- **Escalation year is 2009**
- **Registered agent is:**
 Mark Willes
 2565 South State Road 32
 Wanship, Utah 84017
- **The Operator's Officers are changed to: Mark Willes President, Director, Secretary, and Treasurer. Jannice Willes, Director**
- **The map titled, "BMW Stone, Inc. Browns Canyon Rock Quarry" and dated August 25, 2004 is accepted as part of Attachment A, Disturbed Area**
- **Attachment A to the reclamation contract legal description will read:**
 NE 1/4, NE 1/4, SE 1/4 of Section 20;
 NW 1/2, NW 1/4, SW 1/4 and the
 SW 1/4, NW 1/4, SW 1/4 and the
 SW 1/4, SW 1/4, NW 1/4 of Section 21
 Township 1 South, Range 5 East, SLBM, Summit County, Utah


Nothing herein contained shall vary, alter, or extend any provision or condition of the Reclamation Contract.

To the extent any conflict exists between this letter addendum and the Reclamation Contract, these terms shall control.

Please acknowledge and return this letter with original signature to the Division.

The below signed, acknowledge and accept these revisions and incorporate them into the August 16, 2000 Reclamation Contract.

ACCEPTED BY:



John R. Baza, Director
Division of Oil, Gas and Mining

11/18/05

Date

Mark Willes, President
BMW Stone, Inc.

Date